



**Tennessee Department of Environment and Conservation**  
**Division of Water Pollution Control**  
**Mining Section**  
**2700 Middlebrook Pike, Suite 220**  
**Knoxville, Tennessee 37921-5602**  
**PHONE (865) 594-6035      FAX (865) 594-6105**

**Public Participation Opportunity**

**April 12, 2006**  
**Public Notice M2006-03**  
**Public Notice Expiration May 15, 2006**

The purpose of this notice is to advise the public of the following draft environmental permits and to solicit comments and information necessary to evaluate the potential impact of the proposed activities on human health and the environment.

**Individual NPDES Permits**

***Non-Coal Proposed Issuance***

Applicant	<b>J &amp; M Properties</b>
Facility	<b>Wilkins Pit Area</b>
NPDES Permit Number	<b>TN0079537</b>
County	Tipton
Street Address	Grandview Drive
City	Brighton
Zip	38011
Description of Activity	Construction sand and gravel mining
Receiving Stream	Unnamed tributary to Myron Creek
Effluent Description	Treated wastewater and storm water
Facility Latitude	35°28'15"
Facility Longitude	89°44'45"
Permit Writer	KBG

***Non-Coal Proposed Reissuances***

Applicant **H. C. Spinks Clay Company, Inc.**  
Facility **Perry Mine 23**  
NPDES Permit Number **TN0063541**  
County **Carroll**  
Street Address **Black Gulley Road**  
City **Clarksburg**  
Zip **38324**  
Description of Activity **Ball clay mining and processing**  
Receiving Stream **Unnamed tributary to Cane Creek**  
Effluent Description **Treated wastewater and storm water**  
Facility Latitude **35°52'30"**  
Facility Longitude **88°28'00"**  
Permit Writer **KBG**

Applicant **Mossy Creek Mining, LLC**  
Facility **Gordonsville Mine and Mill**  
NPDES Permit Number **TN0029360**  
County **Smith**  
Street Address **120 Zinc Mine Circle**  
City **Gordonsville**  
Zip **38563**  
Description of Activity **Underground zinc mine**  
Receiving Streams **Caney Fork River**  
**Unnamed tributary to Caney Fork River**  
Effluent Description **Treated wastewater and storm water**  
Facility Latitude **36°11'30"**  
Facility Longitude **85°56'30"**  
Permit Writer **SJT**

Applicant **Riverbend Construction Materials, LLC**  
Facility **Cherokee Quarry**  
NPDES Permit Number **TN0072516**  
County **Grainger**  
Street Address **605 Cherokee Explosives Road**  
City **Rutledge**  
Zip **37861**  
Description of Activity **Limestone mining and processing**  
Receiving Stream **Holston River**  
Effluent Description **Treated wastewater and storm water**  
Facility Latitude **36°10'54"**  
Facility Longitude **83°31'00"**  
Permit Writer **SJT**

Applicant	<b>Sequatchie Concrete Service</b>
Facility	<b>Sand Switch Mine</b>
NPDES Permit Number	<b>TN0065897</b>
Counties	Marion and Franklin
Street Address	Hwy 56, Winchester Road
City	Monteagle
Zip	37375
Description of Activity	Construction sand and gravel mining and processing
Receiving Streams	Unnamed tributaries to Wildcat Branch
Effluent Description	Treated wastewater and storm water
Facility Latitude	35°13'21"
Facility Longitude	85°52'15"
Permit Writer	SJT

### ***Coal Proposed Reissuance***

Applicant	<b>Dewayne Rowe Logging and Coal Hauling, LLC</b>
Facility	<b>Area 2</b>
NPDES Permit Number	<b>TN0071714</b>
County	Campbell
Street Address	Woolridge Road
City	Woolridge
Zip	37762
Description of Activity	Surface auger coal mine
Receiving Streams	Wet weather conveyances to Crooked Creek and Indian Creek
Effluent Description	Treated wastewater and storm water
Facility Latitude	36°35'15"
Facility Longitude	84°11'00"
Permit Writer	MRR

TDEC is requesting public comment on these permit actions. Obtaining a broad range of facts and opinions on Agency actions is one of the best ways to ensure quality decisions. Persons wishing to comment on these proposed actions are invited to submit comments in writing to the Mining Section at the above letterhead address, Attn: Public Notice Coordinator, by fax (865) 594-6105, or by E-mail at [Gary.Mullins@state.tn.us](mailto:Gary.Mullins@state.tn.us). Comments must be received by the end of comment period date (see page 1).

### **How to Request a Public Hearing:**

Interested persons may request in writing that the Director of the Division of Water Pollution Control hold a public hearing on any application. The request must be filed within the comment period and must indicate the interest of the party filing it and the reasons why such a hearing is warranted. When there is significant public interest for a hearing, a hearing will be conducted according to *Rule 1200-4-5-.06 (12)* of the Division of Water Pollution Control. Public hearings will be announced through another public notice.

### **How the Department Will Proceed:**

The Director of the Division of Water Pollution Control will determine the final permit action after considering comments submitted during the comment period, the hearing record, if any, and the requirements of the Federal and State acts and regulations.

### **To Obtain Permit Details:**

Draft permits contain Antidegradation Determinations and Rationales that address information concerning the foundation for the Division's determinations. Copies of the application(s), draft permit(s), and supporting documentation are in the permit files maintained at the Mining Section's office located at the letterhead address. These files are available for public inspection during normal visiting hours. Please call (865) 594-6035 to schedule an appointment for the review(s).

#### List of Permit Writers

<b>KBG</b>	<b>Kristen Gettelfinger</b>	<b>865-594-5545</b>	<a href="mailto:Kristen.Gettelfinger@state.tn.us">Kristen.Gettelfinger@state.tn.us</a>
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<b>GWM</b>	<b>Gary Mullins</b>	<b>865-594-5536</b>	<a href="mailto:Gary.Mullins@state.tn.us">Gary.Mullins@state.tn.us</a>
<b>JCP</b>	<b>John Price</b>	<b>865-594-5585</b>	<a href="mailto:John.Price@state.tn.us">John.Price@state.tn.us</a>
<b>MRR</b>	<b>Micheal Robbins</b>	<b>865-594-5542</b>	<a href="mailto:Micheal.Robbins@state.tn.us">Micheal.Robbins@state.tn.us</a>
<b>SJT</b>	<b>Steven Turaski</b>	<b>865-594-5584</b>	<a href="mailto:Steven.Turaski@state.tn.us">Steven.Turaski@state.tn.us</a>
<b>DAT</b>	<b>Dave Turner</b>	<b>865-594-5541</b>	<a href="mailto:Dave.Turner@state.tn.us">Dave.Turner@state.tn.us</a>

### **State of Tennessee Antidegradation Policy**

Tennessee's Antidegradation Statement is in Chapter 1200-4-3-.06 of the *Rules of the Tennessee Department of Environment and Conservation*. The primary purpose of the Antidegradation Policy is to establish a greater level of protection for high quality waters. Some high quality waters are in near-pristine condition. Others are determined to be high quality due to specialized uses and/or unique features.

Generally, there are two types of high quality waters. Outstanding National Resource Waters (ONRWs) or Tier 3 waters receive the greatest level of protection. The Water Quality Control Board designates these waters. New discharges or expansion of existing discharges cannot degrade existing water quality.

The Department identifies other high quality waters known as Tier 2 waters and protects against their degradation. The Water Quality Control Board may allow some degradation if the Board deems it economically and socially necessary. Tier 1 waters refer to other surface waters that do not have the identification and/or designation as high quality. These waters must achieve and maintain Tennessee's Water Quality Standards.

### **State of Tennessee Policy of Non-Discrimination**

Pursuant to the State of Tennessee's policy of non-discrimination, the Tennessee Department of Environment and Conservation does not discriminate on the basis of race, sex, religion, color, national or ethnic origin, age, disability, or military service in its policies, or in the admission or access to, or treatment or employment in its programs, services or activities. Equal Employment Opportunity/Affirmative Action inquiries or complaints should be directed to the EEO/AA Coordinator, Office of General Counsel, 401 Church Street, 20<sup>th</sup> Floor, L & C Tower, Nashville, TN 37243, 1-888-867-7455. Americans with Disabilities Act (ADA) inquiries or complaints should be directed to the ADA Coordinator, Human Resources Division, 401 Church Street, 12<sup>th</sup> Floor, L & C Tower, Nashville, TN 37243, 1-866-253-5827. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298).